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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/721,830	11/25/2003	Daniel E. E. Hayes JR.	HAYES-3

CONFIRMATION NO. 4770

FORMALITIES LETTER



OC000000011960649

Mark J. Pandiscio
 Pandiscio & Pandiscio
 470 Totten Pond Road
 Waltham, MA 02154

Date Mailed: 02/25/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$450** for a Small Entity

- \$385 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts

08/31/2004 FFANAIA2 00000009 10721830

02 FC:2001
 03 FC:2051

385.00 OP
 65.00 OP

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*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Daniel E. E. Hayes, Jr. et al.
Serial No.: 10/721,830
Filing Date: 11/25/2003
Title: BIMETAL TIBIAL COMPONENT CONSTRUCT FOR
KNEE JOINT PROSTHESIS

Group Art Unit: 3738
Examiner: Unknown

Attorney's Docket No.: HAYES-3 CON

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED
WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL,
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FOR PATENTS, PO BOX 1450, ALEXANDRIA, VA 22313-1450, ON:

August 25, 2004

(DATE OF DEPOSIT)

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

James A. Sheridan

(NAME OF ATTORNEY)

James A. Sheridan 8/25/04

(SIGNATURE)

August 25, 2004

(DATE OF SIGNATURE)

Sir:

RESPONSE TO OUTSTANDING NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION - FILING DATE GRANTED

In response to the outstanding NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED, Applicant
hereby respectfully submits the following:

(1) one (1) check in the amount of \$385.00 to cover the
statutory basic filing fee, this charge having been calculated on
the basis of Small Entity status;

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(2) one (1) check in the amount of \$65.00 to cover the surcharge for the late filing of the Declaration, this charge having been calculated on the basis of Small Entity status; and

(3) a duplicate copy of the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED, as requested in the Notice.

In the event that any additional fees may be required to be paid in connection with this submission, please charge the same, or credit any overpayment, to Deposit Account No. 16-0221.

A duplicate copy of this RESPONSE TO OUTSTANDING NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED is enclosed for the convenience of the Patent and Trademark Office.

Respectfully submitted,

James A. Sheridan 8/25/04

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